



Office of
Mary Jo Spino
Clerk of the County Legislature

Jackson County Missouri

JOURNAL

County Legislature

Theresa Cass Galvin (6th) Chair, Dan Tarwater III (4th) Vice Chair,
Jalen Anderson (1st AL), Crystal Williams (2nd AL), Tony Miller (3rd AL),
Scott Burnett (1st), Ronald E. Finley (2nd), Charlie Franklin (3rd),
Jeanie Lauer (5th)

Jackson County Courthouse
415 E.12th Street, 2nd floor
Kansas City, Missouri 64106
(816)881-3242

Monday, June 1, 2020

10:00 AM

Twentieth Regular Meeting

K.C. Legislative Assembly Area, Kansas City, Missouri

Theresa Cass Galvin, Chairman, called the meeting of the Jackson County Legislature to order.

1 ROLL CALL

Present 9 - Jalen Anderson, Crystal Williams, Tony Miller, Scott Burnett, Ronald E. Finley, Charlie Franklin, Dan Tarwater III, Jeanie Lauer and Theresa Cass Galvin

2 THE PLEDGE OF ALLEGIANCE

Recited.

3 APPROVAL OF THE JOURNAL OF THE PREVIOUS MEETING

A motion was made by Dan Tarwater III, seconded by Scott Burnett to approve the journal of the previous meeting held on May 26, 2020. The motion passed by a voice vote.

4 HEARINGS

Michael Hunter, Commissioner of the Jackson County Land Trust, addressed the Legislature regarding the status of the Land Trust property located at 1624 Blue Ridge Boulevard in the unincorporated area of Jackson County known as Blue Summit. Jalen Anderson, County Legislator, said that this area of Jackson County has been overlooked. Mr. Anderson gave background on the issue. He said the property was rezoned by the County Legislature at the request of a developer that wants to open a federal halfway house at the location of a former school. The vacant school has been vandalized and there are reports of drug use and dog fighting. Mr. Hunter said he was not aware of the dog fighting issue. Land Trust has had discussions with the Jackson County Sheriff regarding this property, which is a blight to the area. Last week, the developer exercised its option to contract for the purchase of the property. The Administration and Mr. Anderson had requested that a provision be included in the contract asking the developer to secure the property prior to closing on the purchase. Land Trust relayed that request to the attorney

for the developer. They seemed receptive to this request. The developer is exploring options such as fencing for the property and possibly private security. Land Trust cannot give any assurances the developer will secure the property. Land Trust has had little other interest in this property and this developer's proposal was the best option available. The buyer has asked for 90 days to finalize the terms of the contract. The closing may take longer than a year. Environmental studies still need to be completed. As of last week, it was stated that it is the intent of the buyer to maintain the integrity of the exterior structure, which was one of the requests of the neighborhood.

Discussion. Mr. Hunter said he is open to returning with a follow-up report to the Legislature once the developer and Land Trust have finalized the terms of their agreement.

Brian Gaddie, Director of Public Works, introduced the representatives from JCDC Partners LLC. Dr. Troy Nash, Rick Davidson, and Karl Becker gave an update on the Owner's Representative Services. Dr. Nash reported they are slightly ahead of schedule. Despite the stay at home orders, JCDC Partners has continued to work from home using technology. They continue to review the MBE/WBE goals to ensure compliance with the County's requirements. They are nearing completion of the validation of need phase of their work. JCDC Partners will present to the Legislature the report of their findings from the validation of need phase on June 29, 2020. They continue to gather meaningful data on the detainee population. The meetings with the Steering Committee have resulted in recommendations to develop more in-depth modeling. Two additional work sessions with the Steering Committee are scheduled during June to be included in the June 29 final report.

The programming phase is ongoing. The programming sessions last about an hour and a half each and will continue through June and July with the final report to be presented September 28, 2020. With respect to benchmarking workshops, JCDC Partners visited the Maricopa County, Arizona facility for a session to learn more about its intake, transfer, and release processes at the Maricopa facility. JCDC visited Maricopa before the stay at home order. The second benchmarking session was at San Mateo, California, and it focused on efficient and flexible detainee housing and programs offered while being detained.

The third benchmarking session is scheduled for June 5, 2020 and will focus on best current practices with detainee medical and mental health.

With respect to the JCDC communications plan, before COVID the company planned personal meetings with key stakeholders, but have transitioned those plans to a virtual and digital format. JCDC is in the process of developing a website and fact sheet that will be rolled out June 29, 2020. The operational and architectural programming report will be presented to the Legislature on September 28, 2020.

Ronald E. Finley, County Legislator, requested that Dr. Nash send an email to Legislators with these upcoming dates. Dr. Nash assured him JCDC Partners will keep him and other Legislators informed of upcoming key meeting, deadline, and reporting dates.

5 COMMUNICATIONS WITH AND REPORTS OF THE COUNTY EXECUTIVE

The County Executive was not present at the meeting.

6 PERFECTION OF PROPOSED ORDINANCES AND REPORTS OF COMMITTEE

[5338](#)

A motion was made by Dan Tarwater III, seconded by Jeanie Lauer, to approve the Inter-Governmental Affairs Committee Substitute dated June 1, 2020 for Ordinance #5338. The motion passed by a voice vote.

(APPROVED)

[5338](#)

A motion was made by Dan Tarwater III, seconded by Jeanie Lauer, to amend the Intergovernmental Affairs Committee Substitute dated June 1, 2020 for Ordinance #5338, to delete the word "of" and insert the words "not to exceed" after the word "fee" in the heading on page one and to delete the word "be" and insert the words "not exceed" after the word "shall" in the first sentence of Section 5 on page 4. The motion passed by a voice vote.

[5338](#)

Inter-Governmental Affairs Committee moved to perfect. Consent Agenda.

The Intergovernmental Affairs Committee Amendment to the Committee Substitute dated June 1, 2020 was moved to the Consent Agenda for perfection.

A motion was made by Ronald E. Finley, seconded by Jalen Anderson to move Ordinance #5339 from the Budget Committee to the Legislature As A Whole. The motion passed by a voice vote.

[5339](#)

A motion was made by Ronald E. Finley, seconded by Jalen Anderson, to approve the Floor Substitute dated June 1, 2020 for Ordinance #5339. The motion passed by a voice vote.

(APPROVED)

[5339](#)

A motion was made by Dan Tarwater III, seconded by Ronald E. Finley, to perfect the Floor Substitute dated June 1, 2020 for Ordinance #5339. The motion passed by a voice vote.

(PERFECTED)

[5339](#)

A motion was made by Ronald E. Finley, seconded by Jalen Anderson, to adopt Ordinance #5339 recognizing the service and sacrifice of non-profit hospital workers, nursing home workers, and community health center workers who protect the residents of our community during the COVID-19 pandemic, and expressing our gratitude to these healthcare workers for their professional and courageous efforts during this crisis and making available previously procured personal protective equipment for the benefit of these workers. The motion passed by a roll call vote:

Yes: 9 - Jalen Anderson, Crystal Williams, Tony Miller, Scott Burnett, Ronald E. Finley, Charlie Franklin, Dan Tarwater III, Jeanie Lauer and Theresa Cass Galvin

(ADOPTED)

Theresa Cass Galvin, Chairman, and Scott Burnett, County Legislator, asked for clarification regarding Ordinance #5341. Troy Schulte, County Administrator, explained that \$1.3 million of this allocation is to reimburse the Kansas City Health Department for its costs. This will reimburse up to \$1.3 million in costs, with an additional \$1.5 million allocation for contact tracing and testing as part of their process to move forward with reopening. The Kansas City Health Department estimates they will need \$9.9 million total, but this appropriation will get them started. The Administration may be back before the Legislature with an amendment at a later date. This appropriation only deals with the Kansas City Health Department. This is an on-going process in which municipalities will provide an inter-governmental agreement between Jackson County and the cities. This is separate from what Kansas City proposed last week. This is the process the County has agreed to by consensus in which the County will reimburse actual costs related to the response to COVID with a memorandum of understanding for each jurisdiction. Mr. Schulte said there will be more proposals from area cities as needs are identified. The plan is to reserve enough funds to meet the needs as proposed by Truman Medical Center. The KCMO Health Department is seeking to hire contact tracing employees. This does not include technology or a contractor.

Jeanie Lauer, County Legislator, asked if there is concern that the County will spend through the CARES Act funds before we have identified all of our needs for the duration of the pandemic. At this point, Mr. Schulte said,

he does not have all of the allocation requests from all municipalities in Jackson County. The expenses submitted by Kansas City are by far the highest. Other municipality requests are estimated not to exceed \$5 million. The Administration plans to only reimburse actual costs or to acquire PPE for distribution to other County entities.

Scott Burnett asked about requests from non-profit organizations. Mr. Schulte said the advisory committee will be responsible for vetting such requests. Jalen Anderson asked if all proposals should be going through the Budget Committee. Mr. Schulte agreed that all proposals submitted to the advisory committee should also be sent to the County Legislature. Theresa Cass Galvin expressed concern that a proposal could be submitted that could be discarded before allowing the Legislature to see that proposal. Mr. Schulte said that the advisory committee is just getting organized, but it is the Administration's intent to distribute to the Legislature all proposals submitted.

Ronald E. Finley, County Legislator, asked about the facility modification in the Grain Valley proposal and if that qualifies for reimbursement. Mr. Schulte said the Grain Valley proposal is for plexiglass partitions for use in their public areas.

[5341](#)

A motion was made by Dan Tarwater III, seconded by Jalen Anderson to perfect Ordinance #5341. The motion passed by a voice vote.

(PERFECTED)

[5341](#)

A motion was made by Dan Tarwater III, seconded by Scott Burnett, to adopt Ordinance #5341, appropriating \$2,800,000.00 from the undesignated fund balance of the 2020 CARES Act Fund to allow the Kansas City, Missouri, Health Department to hire personnel and acquire supplies and equipment necessary for contact tracing and investigation in connection with the fight against the ongoing Coronavirus/COVID-19 pandemic and authorizing the County Executive to execute an Intergovernmental Agreement with the City of Kansas City, Missouri, at a cost to the County not to exceed \$2,800,000.00. The motion passed by a roll call vote:

Yes: 9 - Jalen Anderson, Crystal Williams, Tony Miller, Scott Burnett, Ronald E. Finley, Charlie Franklin, Dan Tarwater III, Jeanie Lauer and Theresa Cass Galvin

(ADOPTED)

[5342](#)

A motion was made by Dan Tarwater III, seconded by Jalen Anderson to perfect Ordinance #5342. The motion passed by a voice vote.

(PERFECTED)

[5342](#)

A motion was made by Dan Tarwater III, seconded by Jalen Anderson, to adopt Ordinance #5342, appropriating \$10,000.00 from the undesignated fund balance of the 2020 CARES Act Fund to allow Grain Valley, Missouri, to acquire supplies and equipment necessary in connection with the fight against the ongoing Coronavirus/COVID-19 pandemic and authorizing the County Executive to execute an Intergovernmental Agreement with the City of Grain Valley, Missouri, at a cost to the County not to exceed \$10,000.00. The motion passed by a roll call vote:

Yes: 8 - Jalen Anderson, Crystal Williams, Tony Miller, Scott Burnett, Ronald E. Finley, Dan Tarwater III, Jeanie Lauer and Theresa Cass Galvin

Absent: 1 - Charlie Franklin

(ADOPTED)

7 FINAL PASSAGE OF PROPOSED ORDINANCES

None.

8 RESOLUTIONS IN COMMITTEE

[20428](#)

Inter-Governmental Affairs Committee moved to adopt. Consent Agenda.

Resolution #20428 was sent to the Consent Agenda for adoption as substituted by the Inter-Governmental Affairs Committee Substitute dated June 1, 2020.

[20429](#)

A motion was made by Tony Miller, seconded by Jeanie Lauer to amend Resolution #20429, to insert the annual payment for the lessee Robert Hertzog as "\$110.00 per acre planted, up to a maximum of 261 acres or" before the figure "\$29,480.00" on page two. The motion passed by a voice vote.

[20429](#)

Land Use Committee moved to adopt. Consent Agenda.

Resolution #20429 was sent to the Consent Agenda for adoption as amended by the Land Use Committee Amendment dated June 1, 2020.

[20433](#)

Land Use Committee moved to adopt. Consent Agenda.

[20434](#)

Public Works Committee moved to adopt. Consent Agenda.

[20435](#)

Public Works Committee moved to adopt. Consent Agenda.

[20436](#)

Public Works Committee moved to adopt. Consent Agenda.

9 CONSENT AGENDA

[5338](#) AN ORDINANCE submitting to the qualified voters of Jackson County, at the general election to be held on Tuesday November 3, 2020, a question authorizing Jackson County to impose a monthly fee not to exceed \$1.00 on each subscriber of any communications service that has been enabled to contact 911, for the purpose of funding 911 service in Jackson County.
(PERFECTED)

[20428](#) A RESOLUTION requesting the County Administration and Communications Department to report to the Legislature on a regular basis on certain topics relating to the ongoing Coronavirus/COVID-19 pandemic
(ADOPTED)

[20429](#) A RESOLUTION authorizing twelve-month extensions to the leases for the planting and harvesting of hay and crops on County park land with L.E. Montgomery of Lone Jack, MO, and Robert Hertzog of Greenwood, MO, under the terms and conditions of Invitation to Bid No. 17-12.
(ADOPTED)

[20433](#) A RESOLUTION awarding a contract for the leasing of golf cars for use by the Parks + Rec Department to M & M Golf Cars of Lee's Summit, MO, at an actual cost to the County in the amount of \$2,922.00
(ADOPTED)

[20434](#) A RESOLUTION authorizing and directing the Office of the County Counselor to institute condemnation proceedings as to certain tracts of land required for the Tarsney Lake Bridge Replacement Federal Project, No. Bro-B048(55).
(ADOPTED)

[20435](#) A RESOLUTION authorizing the Director of Public Works to execute grant applications and agreements for stormwater grants from the Missouri Department of Natural Resources on behalf of Jackson County and the cities of Grandview and Grain Valley, MO.
(ADOPTED)

[20436](#) A RESOLUTION authorizing the County Executive to execute an Agreement with, and a Quit Claim Deed in favor of, the Missouri Highways and Transportation Commission relating to improvements at the 7 Highway intersection with Stringtown and County Line Roads, at no cost to the County.
(ADOPTED)

*Ordinance #5338 was moved to the Consent Agenda for perfection.
Resolutions #20428, #20429, #20433, #20434, #20435, and #20436 were
moved to the Consent Agenda for adoption.*

A motion was made by Dan Tarwater III, seconded by Jalen Anderson, to approve the Consent Agenda. The motion passed by a roll call vote:

Yes: 8 - Jalen Anderson, Crystal Williams, Tony Miller, Scott Burnett, Ronald E. Finley, Dan Tarwater III, Jeanie Lauer and Theresa Cass Galvin

Absent: 1 - Charlie Franklin

10 INTRODUCTION OF PROPOSED ORDINANCES AND ASSIGNMENT TO COMMITTEE

The Land Use Committee will have a public hearing regarding Ordinances #5343, #5344, #5345, #5346, #5347, #5348, and #5349 on Monday, June 15, 2020 at 9:30 a.m. at the Kansas City Courthouse located at 415 E. 12th Street, 2nd floor, Kansas City Legislative Assembly Area.

[5343](#)

Amending the zoning districts established pursuant to the Unified Development Code by rezoning a certain 9.22± acre tract from District AG (Agricultural) to District RR (Residential Ranchette).

(Assigned to the Land Use Committee.)

[5344](#)

Amending the zoning districts established pursuant to the Unified Development Code by rezoning a certain 10.00± acre tract from District AG (Agricultural) to District RR (Residential Ranchette).

(Assigned to the Land Use Committee.)

[5345](#)

Amending the zoning districts established pursuant to the Unified Development Code by rezoning a certain 16.16± acre tract from District AG (Agricultural) to District RE (Residential Estates).

(Assigned to the Land Use Committee.)

[5346](#)

Amending the zoning districts established pursuant to the Unified Development Code by rezoning a certain 9.668± acre tract from District AG (Agricultural) to District RR (Residential Ranchette).

(Assigned to the Land Use Committee.)

[5347](#)

Amending the zoning districts established pursuant to the Unified Development Code by rezoning a certain .88± acre tract from District AG (Agricultural) to District RS (Residential Suburban).

(Assigned to the Land Use Committee.)

[5348](#) Amending the zoning districts established pursuant to the Unified Development Code by rezoning a certain 7.75± acre tract from District AG (Agricultural) to District RR (Residential Ranchette).
(Assigned to the Land Use Committee.)

[5349](#) Amending the zoning districts established pursuant to the Unified Development Code by rezoning a certain 80.00± acre tract from District AG (Agricultural) to District RR (Residential Ranchette) and approving the preliminary plat "Peaceful Ridge," creating a thirteen-lot residential subdivision.
(Assigned to the Land Use Committee.)

[5350](#) A motion was made by Crystal Williams, seconded by Dan Tarwater III to perfect Ordinance #5350. The motion passed by a voice vote.
(PERFECTED)

[5350](#) A motion was made by Crystal Williams, seconded by Dan Tarwater III, to adopt Ordinance #5350, appropriating \$17,566.00 from the undesignated fund balance of the 2020 General Fund in acceptance of insurance proceeds relating to three motor vehicle accidents. The motion passed by a roll call vote:
Yes: 7 - Jalen Anderson, Crystal Williams, Tony Miller, Ronald E. Finley, Dan Tarwater III, Jeanie Lauer and Theresa Cass Galvin
Absent: 2 - Scott Burnett and Charlie Franklin
(ADOPTED)

[5351](#) Appropriating \$25,000.00 from the undesignated fund balance of the 2020 CARES Act Fund and authorizing the County Counselor to execute a Legal Services Agreement with Ellis, Ellis, Hammons & Johnson P.C. of Springfield, MO, at an actual cost to the County not to exceed \$25,000.00.
(Assigned to the Legislature As A Whole.)

The County Clerk stated she received a report from the Compliance Office that the contracting party for Ordinance #5351 is not in compliance.

[5352](#)

Appropriating \$314,395.00 from the undesignated fund balance of the 2020 CARES Act Fund to provide for hazard pay for impacted County associates in the Corrections, Public Works, and Parks + Rec Departments, Environmental Health, and Sheriff's and Medical Examiner's Offices in connection with the workplace risks of the ongoing Coronavirus/COVID-19 pandemic, at a cost to the County not to exceed \$314,395.00.

(Assigned to the Legislature As A Whole.)

Discussion regarding Ordinance #5352.

The County Legislature will hold Ordinance #5352 in committee until the County Counselor can review the retroactive issue.

[5353](#)

A motion was made by Dan Tarwater III, seconded by Tony Miller to perfect Ordinance #5353. The motion passed by a voice vote.

(PERFECTED)

[5353](#)

A motion was made by Dan Tarwater III, seconded by Jalen Anderson, to adopt Ordinance #5353, appropriating \$100,000.00 from the undesignated fund balance of the 2020 CARES Act Fund to allow the city of Blue Springs, Missouri, to acquire supplies and equipment, make minor building improvements, and pay public safety overtime, necessary in connection with the fight against the ongoing Coronavirus/COVID-19 pandemic and authorizing the County Executive to execute an Intergovernmental Agreement with the City of Blue Springs, Missouri, at a cost to the County not to exceed \$100,000.00. The motion passed by a roll call vote:

Yes: 8 - Jalen Anderson, Crystal Williams, Tony Miller, Scott Burnett, Ronald E. Finley, Dan Tarwater III, Jeanie Lauer and Theresa Cass Galvin

Absent: 1 - Charlie Franklin

(ADOPTED)

11 INTRODUCTION OF PROPOSED RESOLUTIONS AND ASSIGNMENT TO COMMITTEE

[20438](#)

Awarding a contract for the construction of a metal shelter house for use by the Parks + Rec Department at Longview Beach to Gunter Construction of Kansas City, KS, under the terms and conditions of Invitation to Bid No. 7-20, at an actual cost to the County in the amount of \$44,500.00.

(Assigned to the Land Use Committee.)

[20439](#)

A motion was made by Dan Tarwater III, seconded by Tony Miller, to adopt Resolution #20439, authorizing the Jackson County Legislature to hold a closed meeting on Monday, June 1, 2020, for the purpose of conducting privileged and confidential communications between itself and the Jackson County Counselor under section 610.021(1) of the Revised Statutes of Missouri, and closing all records prepared for discussion at said meeting. The motion passed by a roll call vote:

Yes: 8 - Jalen Anderson, Crystal Williams, Tony Miller, Scott Burnett, Ronald E. Finley, Dan Tarwater III, Jeanie Lauer and Theresa Cass Galvin

Absent: 1 - Charlie Franklin

(ADOPTED)

No objection to the consideration of Resolution #20440 - not on printed agenda.

[20440](#)

A motion was made by Scott Burnett, seconded by Dan Tarwater III, to adopt Resolution #20440 authorizing the County Counselor to settle the claims of C.C. in the case of C.C. v. Jackson County, MO, Case No. 4:19-CV-00842, now pending in the United States District Court for the Western District of Missouri, relating to alleged negligent acts within the Jackson County Detention Center, for a total payment by the County of \$180,000.00. The motion passed by a roll call vote:

Yes: 7 - Jalen Anderson, Tony Miller, Scott Burnett, Ronald E. Finley, Dan Tarwater III, Jeanie Lauer and Theresa Cass Galvin

Absent: 2 - Crystal Williams and Charlie Franklin

(ADOPTED)

12 COUNTY EXECUTIVE ORDERS

[20-08](#)

I hereby make the following appointment and reappointments to the Truman Medical Center Board of Directors:

Bonnaye V. Mims is appointed to fill the vacancy occasioned by the resignation of James A. Heeter, for a new term to expire June 30, 2021. A copy of Ms. Mim's resume is attached.

Jon H. Otto is reappointed for a term to expire June 30, 2021.

LaTosha Eligon is reappointed for a term to expire June 30, 2021.

13 UNFINISHED BUSINESS

Theresa Cass Galvin invited Jeanie Lauer to comment on the Advisory Committee. Ms. Lauer's Skype connection dropped during last week's

meeting. Ms. Lauer requested more information regarding clear roles and a defined scope or guidelines for the work of the Advisory Committee. Ms. Lauer asked Mr. Schulte what criteria the Advisory Committee will be using and how will that line up with the goals of the Legislature.

Troy Schulte said the Advisory Committee is still getting organized as to their role and scope of services. They may have a recommendation in which there will be a request for proposals that the Advisory Committee will review in cooperation with the Legislature. Ms. Lauer asked if there could be collaboration between the Advisory Committee and the Legislature. Crystal Williams, County Legislator, asked about reports that the Advisory Committee will hire staff. Ms. Galvin said she had heard reports that the committee planned to hire two staff people at a cost of \$10,000 per month. The Advisory Committee does not have a budget. Ms. Galvin asked for the members of the Advisory Committee to come before the Legislature. This has not yet been scheduled. Ms. Galvin said she does not endorse any agency proposals. She is staying neutral in this process. The first step is to ensure proposals meet the requirements of the CARES Act.

14 NEW BUSINESS

The County Legislature recessed for the closed meeting per Resolution #20439.

The County Legislature reconvened.

Resolution #20440 was adopted at this time. See page 11 for details.

15 ADJOURNMENT

A motion was made by Dan Tarwater III, seconded by Jalen Anderson, to adjourn the meeting. The motion passed by a voice vote.

Meeting adjourned until Wednesday, June 3, 2020 at 11:00 A.M. at the Jackson County Courthouse, 415 E. 12th Street, Kansas City, Missouri, 2nd Floor, Legislative Assembly Area.